## IN THE BOARD OF SUPERVISORS

COUNTY OF SAN LUIS OBISPO, STATE OF CALIFORNIA

	day	, 20
PRESENT: Supervisors		
ABSENT:		
RESOLU	UTION NO.	

RESOLUTION ENACTING FINDINGS AND ORDERS FOLLOWING NUISANCE ABATEMENT ASSESSMENT HEARING REGARDING PROPERTY LOCATED AT 480 MESA GRANDE DRIVE, SHANDON, CALIFORNIA AND OWNED BY F. JAMES & ROSANN INGUITO

The following resolution is now offered and read:

WHEREAS, a Notice of Assessment dated July 24, 2014 was recorded, mailed and site posted in accordance with the provisions of Chapter 22.74 of the San Luis Obispo County Code, which included an account of the costs and receipts of abating the nuisances described in Resolution No. 2013-184 and the assessment proposed to be levied against the Property; and

WHEREAS, a public hearing was duly noticed and conducted by the Board of Supervisors of the County of San Luis Obispo on August 19, 2014 to consider staff's proposed assessment to abate the nuisances on the subject property; and

WHEREAS, at said hearing, the Board of Supervisors heard and received written protests, objections, and evidence, which were made, presented, or filed and all persons present were given the opportunity to hear and be heard in respect to any matter relating to said hearing; and

WHEREAS, the Board of Supervisors has duly considered the matter.

Page 1 of 7

NOW, THEREFORE, BE IT RESOLVED AND ORDERED by the Board of Supervisors of the County of San Luis Obispo, State of California, as follows:

- 1. That the recitals set forth hereinabove are true, correct, and valid.
- 2. That the Board of Supervisors makes all of the findings of fact and determinations set forth in Exhibit A attached hereto and incorporated by reference herein as though set forth in full.
- 3. That the Board of Supervisors enters the orders set forth in Exhibit B attached hereto and incorporated by reference herein as though set forth in full.

Page 2 of 7

Upon motion of Supervisor	, seconded by Supervisor
, and on the following	roll call vote, to wit:
AYES:	
NOES:	
ABSENT	
ABSTAINING:	
the foregoing resolution is hereby adopted.	
Chairpers	on of the Board of Supervisors
ATTEST:	
Clerk of the Board of Supervisors	
[SEAL]	
	_
APPROVED AS TO FORM AND LEGAL EFFEC	Γ:
RITA L. NEAL	
County Counsel	
Ву:	
District Ounty Counsel	

Page 3 of 7

August 4, 2014

Dated:

STATE OF CALIFORNIA,	)
County of San Luis Obispo,	) ss. )
I,	
	ne seal of said Board of Supervisors, affixed this day of, 20
	County Clerk and Ex-Officio Clerk of the Board
(SEAL)	of Supervisors  By
	Deputy Clerk.

#### **EXHIBIT A**

#### **FINDINGS**

- F. James Inguito and Rosann Inguito ("Respondents") are the record owners of the real property commonly known as 480 Mesa Grande Drive, Shandon, California 93461 and Assessor's Parcel Number 017-301-051 ("Property").
- On July 23, 2013, the Board of Supervisors adopted Resolution No. 2013-184 ordering Respondents to abate nuisances on the Property on or before August 22, 2013.
- 3. The order was served in accordance with San Luis Obispo County Code Sections 22.74.150.E.3 and 22.74.070.A.
- Respondents did not comply with the order and failed to abate the nuisances within the time prescribed.
- 5. On September 17, 2013, the Board of Supervisors authorized staff to abate the nuisances on the Property in accordance with San Luis Obispo County Code Section 22.74.150.F.
- After obtaining all necessary warrants for lawful entry, staff commenced to abate the nuisances on the Property consistent with the direction provided on September 17, 2013.
- 7. As of July 24, 2014, the costs incurred to abate the nuisances amounted to a total of \$19,536.87.
- 8. As of July 24, 2014, staff estimated that it would incur approximately \$1,040 in additional staff costs prior to August 19, 2014.
- On July 24, 2014, a Notice of Assessment containing an account of costs and receipts to abate the nuisances as set forth in Finding No. 6 and Finding No. 7 and notification of hearing was served in accordance with San Luis Obispo County Code Sections 22.74.150.F.2 and 22.74.070.A.
- 10. The Notice of Assessment also provided notification of the estimated \$2,000 cost to purchase the security fence.
- 11. The total cost to abate the nuisances is \$22,576.87, as set forth in the account of costs and receipts included in the Notice of Assessment, attached hereto as Exhibit C and incorporated herein by reference.

Page 5 of 7

#### **EXHIBIT B**

### **ORDER**

- Pursuant to San Luis Obispo County Code Section 22.74.150.F and the findings
  contained within Exhibit A, the proposed account and assessment of 22,576.87 to abate
  the nuisances on the real property commonly known as 480 Mesa Grande Drive,
  Shandon, California 93461 and Assessor's Parcel Number 017-3010051 ("Property"), as
  set forth in the Notice of Assessment, is hereby confirmed.
- Within thirty (30) days of notification of the amount of the assessment and pending lien,
   F. James Inguito and Rosann Inguito may pay the assessment in full to the San Luis
   Obispo County Planning and Building Department in order to avoid a lien being recorded against the Property.
- 3. If the lien amount is not paid within the time prescribed, a notice of lien will be recorded in the office of the County Recorder in accordance with San Luis Obispo County Code Section 22.74.160.F.4.
- 4. Upon recordation of a notice of lien, the amount claimed shall constitute a lien upon the Property, in compliance with California Government Code Section 25845. The lien shall be at parity with the liens of State and County taxes.

Page 6 of 7

# **EXHIBIT C**

# NOTICE OF ASSESSMENT (WITH EXHIBITS)

# **EXHIBIT C**

# **NOTICE OF ASSESSMENT (WITH EXHIBITS)**

# RECORDING REQUESTED BY SAN LUIS OBISPO COUNTY

WHEN RECORDED, RETURN TO: Director of Planning & Building County Government Center San Luis Obispo, California 93408 ATTN: Greg T. Camack

APN(s): 017-301-051 FILE NO: COD2012-00149 COPY of Document Docorded

Doc#: 2014029856
7/24/2014 2:02 PM

On\_\_\_\_\_

Has not been compared with original.
JULIE L. RODEWALD, COUNTY CLERK-RECORDER



# NOTICE OF ASSESSMENT

Pursuant to San Luis Obispo County Code Sections 22.74.150.F.2 and 22.74.070.A, NOTICE IS HEREBY MADE that the County of San Luis Obispo abated nuisances per Resolution #2013-184 dated July 23, 2013 and San Luis Obispo County Code Section 22.74.150.F on the real property commonly known as 480 Mesa Grande Drive, Shandon, California and Assessor's Parcel Number 017-301-051, and more particularly described as follows:

Lot 20 of Block 6, Tract 42, in the County of San Luis Obispo, State of California, according to map recorded October 7, 1946 in Book 5, Page 62 of Maps, in the office of the County Recorder of said County ("Property").

The record owners of the Property are F. James Inguito and Rosann Inguito, husband and wife, as Joint Tenants.

The County retained A-1 Auto Salvage & Metals to remove trash, tires, abandoned vehicle(s), and any hazardous waste or conditions found, to secure the unfinished and unpermitted structure and to ensure that no new nuisances were created on the Property. This work was completed at a cost of \$13,307.87. An itemized account of the costs and receipts of performing the work is attached hereto and incorporated herein as Exhibit A.

The County retained Atascadero Fence Factory to install a screened fence on a temporary / rental basis to secure the Property against trespass and to protect public health and safety. This work was completed at a cost to date of \$1,841.00. An itemized account of the costs and receipts of performing the work is attached hereto and incorporated herein as Exhibit A. It is estimated that the costs for this work as of the date of the hearing described below will be \$3,841.00, if the County opts to purchase the fence for permanent security.

# NOTICE OF ASSESSMENT (page 2)

APN(s): 017-301-051

FILE NO: COD2012-00149

The County obtained a Title Report for the Property in order to confirm the identity of parties with an interest in the Property. The Title report was obtained at a cost of \$395.00. An itemized account of the costs and receipts of obtaining the report is attached hereto and incorporated herein as Exhibit A.

County Code Enforcement staff prepared staff reports and otherwise prepared the case in consultation with the Office of County Counsel, attended hearings before the Board of Supervisors, conducted site inspections and obtained a Court Ordered Inspection Warrant for completion of site cleanup and security. This work was completed at a cost to date of \$2,793.00. An itemized account of the costs and receipts of performing the work is attached hereto and incorporated herein as Exhibit A. It is estimated that the costs for this work as of the date of the hearing described below will be \$3,458.00.

The Office of County Counsel reviewed and monitored the abatement of the Property. This work was completed at a cost to date of \$1,200.00. An itemized account of the costs and receipts of performing the work is attached hereto and incorporated herein as Exhibit A. It is estimated that the costs for this work as of the date of the hearing described below will be \$1,575.00.

The total cost of performing the work described above to date was \$19,536.87. The total cost of performing the work as of the date of the hearing described below is estimated to be \$22,576.87

STATE OF
CALIFORNIA
)

COUNTY OF SAN LUIS
OBISPO
)

ASHLEY MARIE POLLICK COMM # 2020678 UN NOTATY PUBLIC CANFORMA UN NOTATY PUBLIC COUNTY MY COMM EXP. APR 19, 2017

(SEAL)

on 1/24/14 before me, ASNEY Mane tolkick Notary Public personally appeared I I mothy L Fielder—who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) (s) are subscribed to the within instrument and acknowledged to me that (ne) she/they executed the same in his her/their authorized capacity(jes), and that by his her/their signatures (s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature My Public Signature of Notary Public

APN(s): 017-301-051

FILE NO: COD2012-00149

# NOTICE OF ASSESSMENT (Page 3)

NOTICE IS HEREBY MADE that County Code Enforcement staff will submit the account to the Board of Supervisors for confirmation at a hearing on <u>August 19, 2014 at 9 AM</u> in the Board Chambers of the New Government Center located at 1055 Monterey Street, San Luis Obispo, California 93408. At the hearing, the Board of Supervisors will hear and consider objections and protests to the account and proposed assessment.

**DATED:** July 24, 2014

County of San Luis Obispo
Department of Planning and Building

Timothy L. Fielder Resource Protection Specialist II

# APN(s): 017-301-051

## EXHIBIT A

## A-1 Metals & Auto Salvage

At a total cost of \$13,307.87, A-1 Metals & Auto Salvage completed a site clean-up by removing debris, vehicle(s) and tires, secured/boarded up the lower floor of the open structure and maintained a monthly watch of the site for any repeat violations or unauthorized access to the structure or property for 2 months (at the rate of \$500 per month). A copy of the proposal from A-1 Metal & Auto Salvage and the paid invoices are attached hereto.

## Atascadero Fence Factory

At a total cost of \$1,841.00, Atascadero Fence Factory provided and installed approximately 350 linear feet of 6' high chain link fence with shade cloth and 1 6' x 14' slide gate to protect the site for a period of 18 months. A copy of the proposal from Atascadero Fence Factory and the paid invoice are attached hereto. If the Board agrees, the Atascadero Fence Factory will sell the fence to the County at a pro-rated cost of \$2,000.00, as long as the fence is purchased prior to the end of the rental agreement date of April 4, 2015. A copy of the proposal from Atascadero Fence Factory is attached hereto.

## First American Title Company

The County obtained a required Title Report for this property from First American Title Company of San Luis Obispo, Ca. at a total cost of \$395.00. A copy of the paid invoice is attached hereto.

## County Code Enforcement Staff

County Code Enforcement staff spent 21 hours at a rate of \$133.00 per hour, abating and arranging to abate this property for a total of \$2,793.00 to date. An accounting of the hours spent is attached hereto.

## Office of County Counsel

The Office of County Counsel reviewed and monitored the abatement process, reports and recorded documents: 8 Hours' time at \$150.00 per hour, \$1,200.00 total to date.

The total cost of performing the work described to date is \$19,536.87.

## A-1 Metals & Auto Salvage 5795 Stockdale Road Paso Robles, Ca 93446 805-238-3545

August 19, 2013

Proposal for Project: 480 Mesa Grande Drive Shandon, Ca

Project Manager: Mike Thompson 805-423-8248

## Scope of work:

Clean up and removal of debris from property. Secure structure located on property form unauthorized entry.

## Cost breakdown:

\$ 500.00
\$ 376.00
\$ 1000.00
\$ 2500.00
·
\$ 4480.00
\$ 2400.00
\$ 500.00
\$ 1500.00
\$13256.00

# Surveillance and upkeep: Optional

Inspect property biweekly for a period of 6 months. A report will be sent at the end of every month to SLPE unless vandalism or dumping has occurred in which SLPE will immediately be contacted. Repairs and or clean up will immediately be made. Fees for this service will be set at \$500/month. Additional fees may apply if dumping or vandalism occurs.

RECEIVED

A-1 Metals & Auto Salvage 5795 Stockdale Road Paso Robles, Ca 93446 805-238-3545

OCT 11 2013

PLANNING & BUILDING

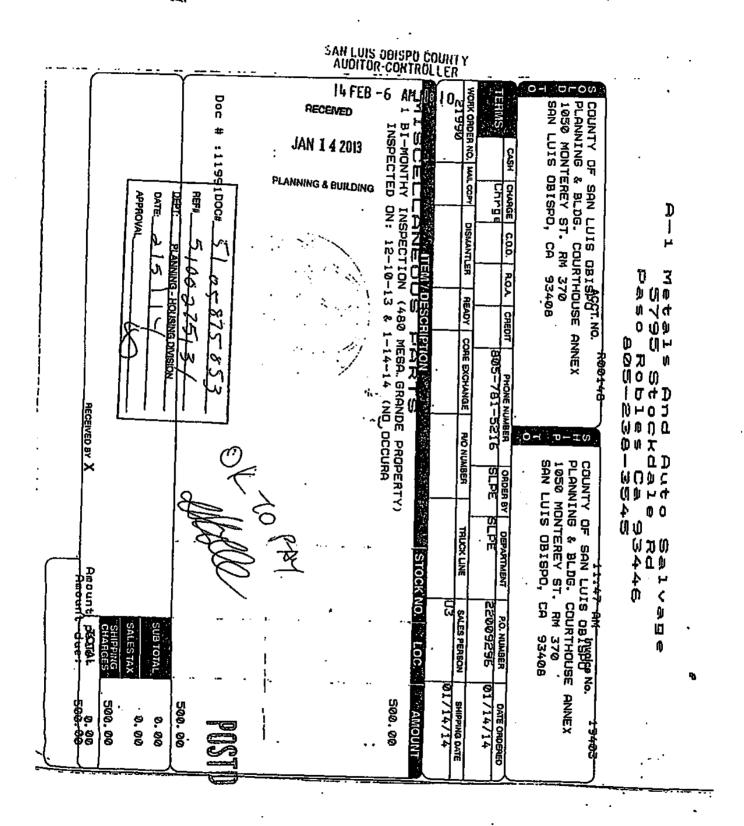
October 10, 2013

Project: 480 Mesa Grande Drive Shandon, Ca COPY

Project Manager: Mike Thompson 805-423-8248

Cost breakdown:	
2-Rolloff bins, freight & dump fees	\$ 1057.87
Motor home removal & disposal	\$ 1000.00
19 4'X8' plywood sheets @ \$50.00/sheet	\$ 950.00
(Includes hardware)	
64 man hours @ \$70.00/Hr	<b>\$ 4480.00</b>
·Skip loader with operator 16 hours @ \$150.00/Hr	\$ 2400.00
Tire removal 72 tires @ \$10.00/tire	\$ 720.00
Admin fees	\$ 1500.00
Provide/ Install Padlock, chain & No trespassing signs	<u>\$ 200.00</u>
Total	\$12307.87

#### 5795 Stockdale Rd Paso Robles Ca 93446 805-238-3545 ACCT. NO. R00148 12:35 PM Invoice No. COUNTY OF SAN LUIS OBISPO COUNTY OF SAN LUIS OBISPO PLANNING & BLDG. COURTHOUSE ANNEX PLANNING & BLDG. COURTHQUSE ANNEX 1050 MONTEREY ST. RM 370 1050 MONTEREY ST. RM 370 SAN LUIS OBISPO, CA 93408 SAN LUIS OBISPO, CA 93408 CHARGE C.O.D. CREDIT PHONE NUMBER ORDER BY DEPARTMENT P.O. NUMBER DATE ORDERED R.Q.A. TERMS Chrg 805-781-5216 ART T. SLPE 22009296 10/10/13 WORK ORDER NO. MAIL COPY CORE EXCHANGE **DISMANTLER** READY **FVO NUMBER** TRUCK LINE SALES PERSON SHIPPING DATE 21316 UЗ 10/10/13 ITEM / DESCRIPTION STOCK NO. TRUDOMA LABOR 1 DEBRIS REMOVAL 12307.87 480 MÉSA GRANDE DRIVE, SHANDON Doc # :11430 SUB TOTAL 0.00 0.00 SALESTAX TOTAL RECEIVED BY X Amount due: 12,307.87



13 DEC 72 AH 10: 59 ....

### A-1 Metals And Auto Salvage 5795 Stockdale Rd Paso Robles Ca 93446 805-238-2545

ACCT. NO. 800148 invoice No. 4:14 PM ... 19008 COUNTY OF SAN LUIS OBISPO COUNTY OF SAN LUIS OBISPO PLANNING & BLDG. COURTHOUSE ANNEX PLANNING & BLDG. COURTHOUSE ANNEX 1050 MONTEREY ST. RM 370 1050 MONTEREY ST. RM 370 SAN LUIS OBISPO, CA 93408 SAN LUIS OBISPO, CA 93408 ัด CHARGE C.O.D. R.O.A. CREDIT PHONE NUMBER ORDER BY DEPARTMENT P.O. NUMBER DATE ORDERED reims Chrg ART T.SLPE 805-781-5216 22009296 11/11/13 WORK ORDER NO. MAIL COPY CORE EXCHANGE R/O NUMBER TRUCK LINE SALES PERSON SHIPPING DATE 21513 υ3 11/11/13 ITEM / DESCRIPTION STOCK NO. AMOUNT INSPECTION 1 480 MESA GRANDE DR., SHANDON VISUAL INSPECTIONS CONDUCTED ON 10-18-13 &10-28-13 500.00 500004/316 Doc'# :11590 ĎATE: <del>500:00</del> SUB TOTAL 0.00 REPORT E-MAILED ON 11-11-13 TO GREG CAMACK (SLPE) SALESTAK 0.00 SHIPPING <del>500. 00</del> TOTAL RECEIVED BY X Amount due: 500.00



Fence Factory Rentals Atascadero 2650 El Camino Real Atascadero, CA 93422-1915

Phone: (805) 462-1362 Fax: (805) 462-1367 Cell: 805-886-2036

E-mail: mdurfee@fencefactory.com

Monday, August 12, 2013

QUOTE# 000137R

Attn: Greg Camack w/ County of SLO

## Project: PROPERTY in SHANDON: 480 MESA GRANDE

Per your request here is the quote information for your temporary fencing needs. This is bid at Prevailing wage and certified payroll will be done. We will come in as a vendor / service work.

18-MONTH RENTAL OPTION

The material, delivery, installation, and one removal of approximately 350 linear feet of 6' high chain-link fence, with Shade Cloth, and one 6' x 14' Slide Gate.

#### Total as listed: \$1,867,50

Once the initial 18-month contract ends you will be invoiced a monthly fee that is determined by multiplying 15% of the initial bill and any change orders where material was added to site.

Fence line is to be cleared for easy access. All Underground utilities are to be marked by others, prior to installation. We reserve the right to invoice for actual labor hours and actual footage installed and left on site with customer and labor hours if there is labor difficulty or delays.

Extra trips made to the site for repairs, relocations, or partial removals will be billed separately at \$200.00 per trip plus an hourly rate of \$130.00 per hour, per two-man crew. Overtime when applicable is at \$97.50 per man, per hour, includes truck, tools and equipment. Damaged materials are billed separately at time of removal. Prices are subject to change after the initial install.

Please call me at (805) 462-1362 if you have any questions. Thank you for considering Fence Factory Rentals for all your temporary fencing needs.

Sincerely,

Morgan Durfee Account Rep STATIONS"

"WE ALSO RENT TOILETS & WASH

FENCE FACTORY ATASCADERO 2650 EL CAMINO REAL ATASCADERO, CA 93422-1915

Phone: (805)462-1362 Fax: (805)462-1367

Sold COUNTY OF SAN LUIS OBISPO TO DEPT OF PLANNING/BUILDING 976 OSOS ST, RM 300 SAN LUIS OBISPO, CA 93401

Invoice No. 906983 Date: 10/09/13 Page No.

2013 OCT 16 PH 1: 49

AUDITOR-LONGAROEMESA GRANDE SAN LUIS BUSPUSHERIPON, CA

1,841.00

Cust 66247 Salesman 0

Ship date 10/09/13

Terms

CASH CUSTOMER

Quantity Unit Item Number 1 EACH 88

Str: 88 Reg:890

AR 1,841.00

Description FENCE RENTAL AGREEMENT

Price Unit Extension 1841.00 EACH

GOOD FOR 18 MOS

332 6' CHAIN LINK

346 SHADE CLOTH

1 6X14 SLIDE GATE

Usr:R88

12:30

1,841.00 Sale Amt

Sales Tax

1,841.00 Total .00 Pmt Rec'd 1,841.00 Bal Due

.00

Signature:\_

Drw:890



# Fencing Buy -Out/ 480 Mesa Grande, Shandon lvet Silva to: gcamack

06/04/2014 09:18 AM

## **Good Morning Greg:**

Per our conversation yesterday, I would like to offer a buy-out price for the fencing located at 480 Mesa Grande, Shandon. Jerry Foster (Division Manager) has come up with a price of \$2000, if paid BEFORE the end of the contract which expires on 4/4/15. If you have any questions or need further assistance, please do not hesitate to call the office at 805-462-1362.

lvet Silva Office Manager



Fence Factory
2650 El Camino Real
Atascadero, CA 93422-1915
805.462.1362 Office 805.462.1367 Fax
www.fencefactoryrentals.com

This communication, including attachments, is confidential, may be subject to legal privileges, and is intended for the sole use of the addressee. Any use, duplication, disclosure or dissemination of this communication, other than by the addressee, is prohibited. If you have received this communication in error, please notify the sender immediately and delete or destroy this communication and all copies.



## First American Title Company 899 Pacific Street

San Luis Obispo, CA 93401 Phone: (805)543-8900 / Fax: (866)397-7092

PR: 06243

Ofc: 4001 (718)

#### Invoice

To:

County of San Luis Obispo **Public Works Department** 1050 Monterey Street, Room 207

San Luis Obispo, CA 93408

Invoice No.: Date:

718 - 718106874 03/31/2014

Our File No.:

4001-4608529

Title Officer:

Lisa Irot

Escrow Officer:

Customer ID:

**SLO207** 

Attention: **Greg Camack** 

Your Reference No.:

Case No. 2012-00149

RE:

Property:

480 Mesa Grande Drive, Shandon, CA 93461

**Liability Amounts** 

Owners: Lenders:

Buyers:

Sellers:

F. James Inguito, Rosann Inguito

Description of Charge Preliminary Report	Invoice Amount
1 Telinialary Report	\$395.00

INVOICE TOTAL

\$395.00

#### Comments:

Thank you for your business!

Printed On: 3/31/2014, 8:52 AM

Requester: kms

Page: I

**Customer Copy** 

7	02प	$\mathbf{n}$

<b>91.000000000000000000000000000000000000</b>	MENDO SECURIO SAL DATA CASTA SECURIO	e de la companya de l	Water Control of the
Hearing	7/23/2013	1.00	Nuisance Abatement Hearing before the BOS (AFT)
Report	7/14/2013	2.00	Staff Report for Nuisance Abatement Hearing. (GTC)
Posting/Recording	<i>7/</i> 23 <i>/</i> 2013	1.00	Site Post the Abatement Order (AFT)
Site Inspection	9/1/2013	2.00	Staff reinspection to review compliance to the BOS Order/Resolution with drive time x 2. (GTC/SCD)
Report	8/14/2013	1.00	Staff report for return to BOS with resolution results, (GTC)
Hearing	9/17/2013	t.00	Return to BOS with order to abate made and mailed to both PO and the Bank Ownership. (GTC)
Abatement	10/1 <i>12</i> 013	4,00	Write Inspection Warrant for abatement process (GTC/D is trict A thny). Take to Judge for signature and authority to proceed with court order. (GTC/Superior Court Judge). Respond to and Post Site with Court Order for abatement. (GTC/SCD)
Abatement	10/1 <i>1</i> 2013	0.00	Ab atoment Ordered and contractor (A-1 Metals) completed the site secure/building & clean-up by 10-9-13 at a total cost of: \$13,307.87.
			The sits/property was also ordered secured with fencing and completed by Atascadero Fence Company by 10-3-13 at a cost of \$1,867.50
Disposition	10/15/2013	1.00	Return Inspection Warrant to Court after clean-up & socured completed by contractor(s). (GTC)
Site Inspection	11/6/2013	1.00	Site check for continued compliance to Board Order. @ 1/2 Hr. each (GTC/SCD)
Moeting	1/21/2014	1.00	Meeting with staff and Contractor (A-1) to discuss cancelation of continued monitoring of site by A-1. (GTC/AFT)
Disposition	3/6/2014	2.00	Staff meet with County Counsel to discuss (GTC/AFT-County Counsel)
Site Inspection	3/19/2014	1.00	Continued site checks to confirm current status and any change by staff. @ 1/2 Hr. X2 (GTCSCD)
Miscellaneous Action	3/24/2014	1.50	Discussed with County Counsel and deared and ". I contacted staff at First American Title and requested a full Title Report for this property. That Title Report was provided via email along with a Bill in the amount of \$395.00 for that report to be propared and reviewed
Meeting	<i>4/29/2</i> 014	1.00	Meet to discuss and go over the case with CC staff (E. Martyn) for staff report needs at hearing to close case and bill
Report	7/22/2014	5.00	Preparing staff report and Notice to be recorded with assist from County Counsel